

**CITY OF HOLLADAY  
PUBLIC NOTICE OF  
ORDINANCE ADOPTION**

Notice is hereby given that on the 6<sup>th</sup> day of March 2025 the Holladay City Council adopted Ordinance 2025-03

Ordinance 2025-03 amends Title 17.08.020 and 17.32.025 of the city code regarding stormwater regulations.

The complete ordinance is available for public inspection during normal working hours from 8:00 a.m. to 5:00 p.m. Monday through Friday in the office of the City Recorder located at 4580 S 2300 E, Holladay, UT.

Dated 21st day of March, 2025

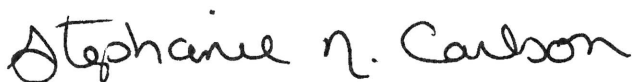
**BY ORDER OF THE HOLLADAY CITY COUNCIL**

Stephanie N. Carlson, MMC  
Holladay City Recorder

***CERTIFICATE OF POSTING***

*I, Stephanie N. Carlson, the City Recorder of the City of Holladay, certify that the above notice and Ordinance or summary was posted at City Hall, the City website [www.holladayut.gov](http://www.holladayut.gov), and the Utah Public Notice website [www.utah.gov/pmn](http://www.utah.gov/pmn).*

***DATE POSTED: Friday, March 21, 2025***



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City Recorder

CITY OF HOLLADAY

ORDINANCE No. 2025-02

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF HOLLADAY AMENDING  
PORTIONS OF THE STORMWATER REGULATIONS OF THE CITY

WHEREAS, the City Council of the City of Holladay desires to amend certain provisions of the Stormwater Regulations of the City; and

WHEREAS, the City Council has determined that the proposed amendments are consistent with state law mandates and will promote public health, safety and welfare;

NOW, THEREFORE, BE IT ORDAINED by the Municipal Council of the City of Holladay, Utah as follows:

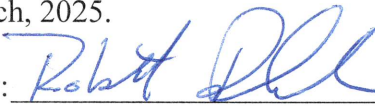
**Section 1. Amendment.** Section 17.08.020 of the City of Holladay Municipal Code is hereby amended to read in its entirety as shown on Exhibit A, attached hereto and incorporated herein by reference.

**Section 2. Amendment.** Section 17.32.025 of the City of Holladay Municipal Code is hereby amended to read in its entirety as shown on Exhibit B, attached hereto and incorporated herein by reference.

**Section 3. Severability.** If any section, part or provision of this Ordinance is held invalid or unenforceable, such invalidity or unenforceability shall not affect any other portion of this Ordinance, and all sections, parts and provisions of this Ordinance shall be severable.

**Section 4. Effective Date.** This Ordinance shall take effect upon publication or posting or thirty (30) days after passage, whichever occurs first.

PASSED AND APPROVED this 6<sup>th</sup> day of March, 2025.

By:   
Robert Dahle, Mayor

[SEAL]



**VOTING:**

|                   |              |                |
|-------------------|--------------|----------------|
| Matt Durham       | Yea <u>X</u> | Nay <u>   </u> |
| Ty Brewer         | Yea <u>X</u> | Nay <u>   </u> |
| Drew Quinn        | Yea <u>X</u> | Nay <u>   </u> |
| Paul Fotheringham | Yea <u>X</u> | Nay <u>   </u> |
| Emily Gray        | Yea <u>X</u> | Nay <u>   </u> |
| Robert Dahle      | Yea <u>X</u> | Nay <u>   </u> |

**ATTEST:**

Stephanie N. Carlson  
Stephanie N. Carlson, MMC  
City Recorder

**DEPOSITED** in the office of the City Recorder this 6<sup>th</sup> day of March, 2025.

**RECORDED** this 6<sup>th</sup> day of March, 2025.

## **Exhibit A**

### **17.08.020: DEFINITIONS:**

Unless the context requires otherwise, the following terms shall have the following meanings:

**BEST MANAGEMENT PRACTICES (BMPs):** The schedule of activities, prohibitions of practices, maintenance procedures, and other management practices to prevent or reduce the pollution of waters of the state. BMPs also include treatment, operating procedures, and practices to control site runoff, spillage or leaks, waste disposal, or drainage from material storage. BMPs include structural and nonstructural control.

**BUILDING PERMIT:** All permits except those issued solely for grading or for the purpose of remodeling or repairing any preexisting building or structure; provided, that no increase in impervious surface on the property results from such permit.

**DEPARTMENT:** The city community development department or its designee.

**DESIGN CAPACITY OR CAPACITY OF DRAINAGE SYSTEM:** The maximum volume of water per unit of time which can be carried or accommodated by each component of a drainage system, based upon size of the line, slope and any other factors which affect the carrying capacity of a line, or, in the case of detention and retention facilities, the maximum amount of volume that can be stored in the facility.

**DETENTION:** Temporary accumulation of excess waters and/or other storm waters, and shall include the total or partial accumulation of such waters. In the case of detention, the detention facilities shall include carriage of the released storm water to an intermediate or major drainage system facility, trunk line, natural tributary or final destination. Also, in the case of detention, the detention facilities shall include provision for safely routing overflow in the event that the amount of storm water exceeds the design capacity of the detention facility.

**DEVELOPMENT SITE, DEVELOPMENT OR SUBDIVISION:** The total area of a subdivision or the total area of the parcel of land on which a building permit is to be issued or the total area of property being improved, including yard space in the case of development of a part of land parcel.

**DRAINAGE AREA:** That portion of a drainage basin whose drainage or storm waters drain or gravitate toward a natural or artificial channel, conduit, retention or detention area; upon designation of a drainage area on a map referred to in section 17.08.050 of this chapter, "drainage area" shall mean the area so designated.

**DRAINAGE SYSTEM:** All facilities used to conduct excess waters to, through and from a drainage area to the point of final retention or destination, including, but not limited to, any or all of the following: pipes, conduits, culverts, curbs, gutters, waterways, inlets, swales, ditches, gulches, channels, retention and detention areas, and appurtenant features, as well as easements and rights of way necessary to accommodate the same. In ascending order of size and capacity, components of the drainage system include the following: unit drainage system, intermediate

drainage system, major drainage system, trunk line, natural tributary, final destination. A drainage system may, but need not, contain all of the foregoing components.

EXCESS WATERS: An increase in stormwater runoff as a result of increasing impervious surface creation by development, red-development, or those waters flowing on or across a lot, subdivision, development or other area of real property which are created because of alteration of, or building on, the natural terrain or other increase in the impervious surface of the property, which waters are additional to the waters which would flow on or across the unaltered natural terrain.

GRADING PERMIT: Permit required in accordance to section 17.76.700 of this code.

FINAL DESTINATION: A natural or artificial retention area which serves one or more drainage basins into which excess waters are discharged, without subsequent discharge into any other drainage system, facility or retention or detention area or facility.

IMMEDIATE THREAT: A situation where pollutant discharge to state waters is already occurring or is inevitable without urgent corrective action. This refers to a present and active risk that requires immediate attention to prevent or mitigate further contamination

IMMINENT THREAT: A situation that poses a high likelihood of pollutant discharge to state waters in the near future if corrective actions are not taken. This refers to conditions that suggest a serious risk is developing but has not yet resulted in an actual discharge

INTERMEDIATE DRAINAGE SYSTEM FACILITY: That part of the drainage system which serves one or more single units, subdivision or development drainage system facilities, which conveys excess waters from a unit or subdivision, and which is tributary to a major drainage system facility, a trunk line, natural tributary or final destination. Facilities within this system will be designed to fully accommodate a 10-year frequency flood.

LONG-TERM STORMWATER MANAGEMENT AGREEMENT: An agreement between property owner and city wherein the property owner(s) agrees to inspect and maintain a private Drainage System. The agreement shall be kept on file with the City, which shall be recorded against the property.

MAJOR DRAINAGE SYSTEM FACILITY: That part of the drainage system within a drainage area which is contributed to by one or more unit and intermediate drainage systems. A major drainage system facility is tributary to a trunk line, natural tributary or final destination.

MAYOR: The city mayor or the mayor's designee.

NATURAL TRIBUTARY: That part of the drainage system contributed to by one or more trunk lines, major, intermediate and unit drainage systems that is a natural channel or river which is a tributary solely to a final destination.

100-YEAR FREQUENCY FLOOD: A flood flowrate of the magnitude which is expected to occur on the average of a 100-year frequency or has a one percent (1%) chance of being equalled or exceeded during any one year. Similarly, 2-, 5-, 10- and other year frequency floods bear like definition.

**PROFESSIONAL ENGINEER:** An engineer licensed in the State of Utah and is qualified to practice work in the area of practice in which he/she does.

**RETENTION:** The temporary or permanent accumulation of excess waters and/or other storm waters, and shall include the total or partial accumulation of such waters. In the case of partial retention, the retention facilities shall include carriage of the portion not retained to an intermediate or major drainage system facility, trunk line, natural tributary or final destination.

**SITE GRADING MANAGEMENT AGREEMENT:** Agreement referred to in section 17.24.020 of this title.

**STORM WATERS:** A storm or flood flow of the magnitude which is expected to occur on the average of a 10-year frequency or has a ten percent (10%) chance of being equaled or exceeded during any one year.

**TRUNK LINE:** That part of the drainage system contributed to by one or more drainage areas and unit, intermediate and major drainage system facilities within such drainage areas. A trunk line transports excess waters to a natural tributary or final destination.

**UNIT OR SUBDIVISION DRAINAGE SYSTEM FACILITIES:** That drainage system which drains a subdivision or other development area and which is tributary to an intermediate or major drainage system facility, major drainage system facility, trunk line, natural tributary or final destination. (1999 Code; amd. Ord. 2020-05, 4-16-2020)

## Exhibit B

### 17.32.025: ADDITIONAL ACTIONS AGAINST CONSTRUCTION ACTIVITY:

A. ~~SWPPP Corrective Action~~Notice of Violation: A formal notice using the ~~SWPPP Compliance Oversight Construction~~ Inspection Form that informs a contractor of the status of compliance with state permit regulation or city ordinance/code is to be used to inform the contractor of any violations and demands items be corrected according to a schedule defined by the inspector. The inspector is to communicate (verbal, email, and using ~~SWPPP Compliance Oversight Construction~~ Inspection Form) with the contractor regularly through the permit term to achieve understanding of the state permit regulation and city ordinance/code requirements. Generally, all communication is to be recorded in the "Comments and Corrective Actions for SWPPP Compliance" Section of the SWPPP Compliance Oversight Construction Inspection Form in Utilisync. The ~~SWPPP Corrective Action~~Notice of Violation is provided to the contractor using the ~~SWPPP Compliance Oversight Construction~~ Inspection Form in Utilisync. The notice should include correction deadlines. The notice can include language that informs and educates if it is effective at correcting the violation(s).

B. The inspector is to follow up and communicate with the contractor to confirm that ~~Corrective Action~~Notice of Violation items have been addressed. The inspector should evaluate understanding or expected understanding and issue a ~~Warning Notice~~Notice of Violation (via email using Utilisync Enforcement form) as necessary. The ~~Warning Notice~~Notice of Violation should include correction deadlines and a warning that if not addressed adequately, further enforcement may be required including but not limited to an administration citation a Stop Work Order. The contractor shall have ~~ten (10) days~~no less than twenty-four (24) hours (immediate threats to water quality) and no more than seven (7) days (imminent threats to water quality) to correct the violation.

C. If the violation continues on the ~~eleventh~~eighth day after the ~~Warning Notice~~first Notice of Violation, a second Notice of Violation will be issued with a warning that a Stop Work Order can be issued if the violation is not corrected within the new time period (at minimum, another 24 hours). ~~an enforcement official shall serve an administrative citation on the responsible person~~. Enforcement, appeals, content of citation and fees are as per title 7 of this code. (Ord. 2020-05, 4-16-2020)